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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

21910 U.S. PTO  
10/6/2002  
07/16/03

1. Name of conveying party(ies):

Lukas Eisermann  
Eddie F. Ray, III

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

- Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_

Execution Date: January 3, 2002

2. Name and address of receiving party(ies)

Name: SDGI Holdings, Inc.

Internal Address: \_\_\_\_\_

Street Address: 300 Delaware Avenue, Suite 508

City: Wilmington State: Delaware Zip: 19801

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or registration number(s):

If this document is being filed together with a new application, the execution date of the application is: January 3, 2002

A. Patent Application No.(s)

B. Patent No.(s)

Additional number(s) attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Brad A. Schepers

Internal Address: Woodard, Emhardt, Naughton, Moriarty & McNett

Street Address: Bank One Center/Tower, 111 Monument Circle, Suite 3700

City: Indianapolis State: Indiana Zip: 46204-5137

6. Total number of applications and patents involved  1

7. Total fee (37 CFR 3.41) ..... \$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

23-3030

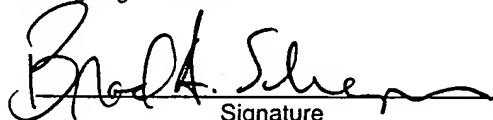
(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Brad A. Schepers, Reg. No. 45,431  
Name of Person Signing

  
Signature

January 9, 2002  
Date

Total number of pages including cover sheet, attachments, and document:  4

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 20231

## ASSIGNMENT

WHEREAS, Lukas Eisermann of 42 Riverview Drive West 301, Memphis, Tennessee 38103 and Eddie F. Ray, III of 1781 Fernhall Cove, Collierville, Tennessee 38017, hereinafter referred to as Assignors, have made a new and useful Invention in an **INTERVERTEBRAL PROSTHETIC JOINT** for which Assignors have made or will make application for Letters Patent of the United States; and

WHEREAS, SDGI Holdings, Inc., hereinafter referred to as Assignee, a corporation of the State of Delaware, having a principal place of business at 300 Delaware Avenue, Suite 508, Wilmington, Delaware 19801, desires to acquire all of the entire right, title, and interest in, to and under said Invention disclosed, described and/or claimed, or intended so to be in said application, and in, to and under said application, and in, to and under any and all Letters Patent, United States and foreign, which may be obtained therefor and thereon;

NOW, THEREFORE, To All Whom It May Concern, be it known that for and in consideration of the sum of One Dollar (\$1.00) and other good, valuable and sufficient considerations to Assignor in hand paid, the receipt of which is hereby acknowledged, Assignor has sold, assigned and transferred, and by these presents does sell, assign and transfer unto Assignee, all of the entire right, title and interest in, to and under said invention disclosed, described and claimed or intended so to be in said application, and in, to and under said application for United States Letters Patent executed by Assignor this \_\_\_\_\_ day of \_\_\_\_\_, 2001, and any and all other applications thereon and arising therefrom, including any and all divisions and continuations thereof, and any and all patents to be issued and obtained therefor and thereon, United States and foreign, including all reissues and extensions thereof.

Assignors hereby authorize and request the firm of Woodard, Emhardt, Naughton, Moriarty & McNett of Bank One Center/Tower, 111 Monument Circle, Suite 3700, Indianapolis, IN 46204-5137 to insert here in parentheses (Serial No. \_\_\_\_\_ Filed \_\_\_\_\_) the date and serial number of said application when officially known, and Assignors hereby authorize and request the Honorable Commissioner of Patents to issue said Letters Patent to Assignee, its assigns and legal representatives.

Assignors agree to sign and execute any and all other papers necessary or desirable for the procurement of Letters Patent on said Inventions in this and all foreign countries for the use of Assignee.

WITNESS Assignor's hand this 3<sup>rd</sup> day of JANUARY, 2002.

CE 1/3/02

hand this 3<sup>rd</sup> day of JANUARY 2001,  
, 2001.

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ )  
 ) : SS

Before me, a Notary Public, in and for said County and State, personally appeared Lukas Eisermann, who, being first duly sworn upon his oath, acknowledged the execution of the foregoing "Assignment" as his voluntary act and deed.

WITNESS my hand and Notarial Seal this 4<sup>th</sup> day of January,  
2001. 2002 kmB

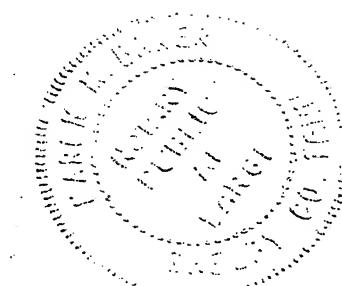
John M. Baker  
Notary Public

Printed: Karen M. Baker

Resident of Shelby County

### **My Commission Expires:**

**My Commission Expires February 26, 2003**



WITNESS Assignor's hand this 3<sup>rd</sup> day of January, 2001.

Eddie F. Ray, III

STATE OF \_\_\_\_\_ )  
 ) : SS  
COUNTY OF \_\_\_\_\_ )

Before me, a Notary Public, in and for said County and State, personally appeared Eddie F. Ray, III, who, being first duly sworn upon his oath, acknowledged the execution of the foregoing "Assignment" as his voluntary act and deed.

WITNESS my hand and Notarial Seal this 4<sup>th</sup> day of January,  
2001. 2002  
DMB

Daren M. Baker  
Notary Public

Printed: Daren M. Baker

Resident of Shelby County

My Commission Expires:

My Commission Expires February 26, 2003

